IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH, NAGPUR

WRIT PETITION NO.669 OF 2007.

Office Notes, Office Memoranda of Coram, appearances, Court's orders or directions and Registrar's orders.	Court's or Judge's orders

CORAM : R.C.CHAVAN, J.

DATED : JUNE 12, 2007.

1. Heard Advocate Mr. Kilor, learned counsel for the petitioner and Advocate Mr. V.M. Deshpande, learned counsel for respondent No.3 and Mrs. Khade, learned A.G.P. for Respondents No.1 and 2.

2. The order about which the petitioner has grievance relates to directions of the Sub Divisional Officer that the Tahsildar shall decide the question of right of way under Section 5 of the Mamalatdar's Court Act, within fifteen days. There can be no grievance about this order since it would be for the Tahsildar to hear the parties and decide the question under Mamalatdar's Court Act. Till the Tahsildar decides this question

the petitioner has already been protected by interim order dated 15.02.2007 which can be continued.

3. In view of this, the petition is disposed of.

4. The Tahsildar is directed to decide the proceedings, according to law, within fifteen days from appearance of parties before him, if not already decided.

5. Both the parties to appear before the Tahsildar on 18th June, 2007.

6. Interim order, however, shall continue to be in force till the Tahsildar decides the proceedings.

7. The learned A.G.P. undertakes to communicate this order by E-mail or Fax within a day.

JUDGE.

RR.